IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2529 OF 2006

Sharan P. Khanna & Ors. ... Petitioners

V/s.

UTI Infrastructures & Services Ltd. & Ors. ... Respondents

Mr. Gaurav Joshi i/b. RMG Law Associates for petitioner.
Mr. G.W. Mattos, AGP for respondent No. 2.
Mr. P. Modi with Ms. Najma Shaikh i/b. Vijil Juris for respondent Nos. 1 and 3.

CORAM : F.I. REBELLO &
ANOOP V. MOHTA,JJ.
DATED : 17th October, 2006

P.C.

. Rule. Heard forthwith.

2. Earlier in respect of similar issue, Writ Petition (Lodging) No. 2971 of 2005 was filed before this Court and an order came to be passed on 28th March, 2006, wherein this Court issued certain directions.

3. In the present case also, the petitioners have purchased 28 flats from respondent No. 1 for a consideration of Rs. 11.21 crores. According to the learned counsel for respondent No. 1, they offered the money by cheque to respondent No. 1, who has now been returned to respondent No. 1 on the ground that

though respondent No. 1 applied to respondent No. 2, respondent No. 2 has not responded to the correspondence made by respondent No. 1. Considering the order dated 28th March, 2006, this petition can also be disposed of with the same direction.

i. Respondent No. 1 to apply in the proper format to respondent No. 2 within four weeks from receipt of format. Respondent No. 2 should make the format available within two weeks.

ii. On respondent No. 1 applying to respondent No. 2, respondent No. 2 to take decision within 12 weeks.

4. Rule made absolute. No order as to costs.

[F.I. REBELLO, J.]

[ANOOP V. MOHTA, J.]